

# **EXHIBIT L**

08:36AM 1 A. IT'S THE LOAN PURCHASE, THE MACHINE WE TALK ABOUT. IT'S  
08:36AM 2 ON THE PAPER.

08:36AM 3 Q. AND THAT WAS 395,000?

08:36AM 4 A. YEAH, THAT'S WHAT IS ON THERE.

08:36AM 5 Q. YOU'RE TELLING ME THERE'S A LOAN FROM RUIFENG TO QUINTARA  
08:36AM 6 IN 2015 FOR 395,000 TO PURCHASE EQUIPMENT THAT YOU LISTED ON  
08:36AM 7 EXHIBIT -- WAS IT 143A?

08:36AM 8 MR. LI: 14 --

08:36AM 9 THE WITNESS: WHICH ONE ARE YOU TALKING ABOUT?

08:36AM 10 MR. LI: CAN WE JUST SHOW HER THE EXHIBIT?

08:36AM 11 MS. KAMATH: YES, THE EXHIBIT.

08:36AM 12 DO YOU HAVE 143A WITH YOU?

08:36AM 13 MR. LI: I DO.

08:37AM 14 (HANDING.)

08:37AM 15 MS. KAMATH: I THINK YOU HAVE ONE OF THE EXHIBITS

08:37AM 16 WITH YOU. CAN I SEE THAT, PLEASE?

08:37AM 17 THE COURT: THIS IS 143A.

08:37AM 18 MS. KAMATH: YES.

08:37AM 19 THE COURT: THIS IS ONE THAT YOU HAVE ALREADY SEEN.

08:37AM 20 I THINK THIS IS THE ONE YOU'RE REFERRING TO.

08:37AM 21 BY MS. KAMATH:

08:37AM 22 Q. I'LL GET TO THE 143A.

08:37AM 23 IN TERMS OF THE \$395,000 LOANED TO QUINTARA FROM RUIFENG  
08:37AM 24 IN 2015, THAT WAS TO PURCHASE EQUIPMENT LISTED IN EXHIBIT 364  
08:37AM 25 THAT YOU HAVE WITH YOU?

08:37AM 1 A. NO. I DON'T KNOW WHAT IT IS.

08:37AM 2 Q. OKAY.

08:37AM 3 A. SO IT'S A LOAN TO QUINTARA. HOW DO WE USE IT, THE DETAIL?  
08:37AM 4 WHICH, LIKE, IS USED FOR WHICH ONE? I DON'T HAVE A CLEAR  
08:37AM 5 RECOLLECTION OF IT.

08:37AM 6 BUT IT SAYS ON HERE THAT'S THE TOTAL AMOUNT, THEN YES, IT  
08:38AM 7 IS.

08:38AM 8 Q. AND WHAT KIND OF EQUIPMENT DID YOU PURCHASE WITH THAT  
08:38AM 9 395,000 IN EXHIBIT 143A?

08:38AM 10 A. WE PURCHASED EQUIPMENT, BUT I DON'T EXACTLY KNOW. LIKE,  
08:38AM 11 THE EQUIPMENT IS PURCHASED WITH THIS LOAN, I DON'T KNOW  
08:38AM 12 WHICH -- EXACTLY WHICH PIECE.

08:38AM 13 Q. AND THAT EQUIPMENT WAS MOSTLY DNA SEQUENCING EQUIPMENT,  
08:38AM 14 SUCH AS SYNTHESIZERS; RIGHT?

08:38AM 15 A. IT COULD BE.

08:38AM 16 Q. AND YOU BOUGHT THAT IN 2015?

08:38AM 17 A. OVER TIME WE BUY IN DIFFERENT -- SOMETIME WE BOUGHT A USED  
08:38AM 18 SEQUENCER IN 2015, AND THEN LATER ON IT BROKE.

08:38AM 19 WE ALSO BUY -- WE BOUGHT ANOTHER ONE IN 2016.

08:38AM 20 AND SO WE JUST DECIDE HOW MANY WE NEED TO USE AND WE  
08:38AM 21 BOUGHT WHEN WE NEEDED IT.

08:39AM 22 Q. AND THAT 2015 USED SYNTHESIZER THAT BROKE LATER, WHERE DID  
08:39AM 23 YOU HOUSE THAT?

08:39AM 24 A. IF IT'S BROKEN DOWN, IT'S TRASHED. WE DON'T SAVE A BROKEN  
08:39AM 25 DOWN SEQUENCER.

08:39AM 1 Q. WHEN YOU INITIALLY BOUGHT IT, WHERE DID YOU HOUSE THAT  
08:39AM 2 USED SYNTHESIZER THAT YOU PURCHASED IN 2015 OUT OF THE 395,000  
08:39AM 3 LOAN TO QUINTARA FROM RUIFENG?

08:39AM 4 A. NO, NO, NO. YOU'RE CONFUSED. YOU CONFUSE YOURSELF. THE  
08:39AM 5 LOAN IS TO QUINTARA, AND THE OLIGO SYNTHESIZER ON HERE IS  
08:39AM 6 ALREADY IN HIS BOOK. WE DON'T USE THAT MONEY TO BOUGHT THAT  
08:39AM 7 SYNTHESIZER.

08:39AM 8 Q. RIGHT, I'M NOT CONFLATING ANY SYNTHESIZERS.  
08:39AM 9 YOU SPECIFICALLY STATED YOU PURCHASED EQUIPMENT AND YOU  
08:39AM 10 PAID FOR IT WITH THAT \$395,000 LOAN TO QUINTARA FROM RUIFENG;  
08:40AM 11 RIGHT?

08:40AM 12 A. IT'S A LOAN TO QUINTARA. WE MIGHT USE IT TO PURCHASE  
08:40AM 13 EQUIPMENT, OR WE MIGHT USE IT TO PAY FOR OTHER STUFF. I CAN'T  
08:40AM 14 TELL YOU THE DETAIL OF HOW WE USE EVERY DOLLAR OF IT.

08:40AM 15 Q. I'M NOT ASKING FOR EVERY DOLLAR. I'M JUST SAYING THAT THE  
08:40AM 16 EQUIPMENT THAT YOU ADMITTED THAT YOU PURCHASED, THAT USED  
08:40AM 17 EQUIPMENT THAT YOU PURCHASED IN 2015 WITH THAT \$395,000 LOAN  
08:40AM 18 FROM QUINTARA TO RUIFENG, WHERE DID YOU HOUSE THAT INITIALLY  
08:40AM 19 WHEN YOU BOUGHT IT?

08:40AM 20 A. YOU'RE TWISTING MY ANSWER.

08:40AM 21 I SAID I USED THIS MONEY SOMETIMES TO PURCHASE EQUIPMENT  
08:40AM 22 AND SOMETIMES TO USE TO PAY FOR SALARY, OR SOMETIMES USE IT TO  
08:40AM 23 PAY FOR OTHER STUFF.

08:40AM 24 AND THEN YOU SAY THAT I'M USING THIS MONEY TO PURCHASE A  
08:40AM 25 PIECE OF SEQUENCER AND HIDING IT.

08:40AM 1 YOU'RE TWISTING MY STATEMENT.

08:40AM 2 Q. I DIDN'T SAY YOU WERE HIDING IT. I NEVER USED THAT WORD.

08:40AM 3 YOU CAN CHECK THE TRANSCRIPT. YOU SAID IT.

08:41AM 4 OKAY. SO YOU HAVE NO ACCOUNTING FOR WHAT KIND OF THINGS

08:41AM 5 YOU DID WITH THAT 395,000.

08:41AM 6 AND YOU MAY HAVE EVEN BOUGHT LOUIS VUITTON SHOES; RIGHT?

08:41AM 7 A. NO. I'M SURE WE HAVE ACCOUNTING. I JUST NEED TO PULL OUT

08:41AM 8 THE DOCUMENT AND TELL YOU I SPENT \$5,000 ON A PCR MACHINE, AND

08:41AM 9 I SPENT \$10,000 ON A CENTRIFUGE, AND THEN I SPENT \$22,000 ON

08:41AM 10 PAYROLL.

08:41AM 11 I NEED TO PULL THOSE RECORDS AND TELL YOU, OKAY?

08:41AM 12 Q. SO YOU HAVE NO RECORDS --

08:41AM 13 A. I DO.

08:41AM 14 Q. OKAY. BUT BASED ON YOUR PERSONAL KNOWLEDGE, YOU HAVE NO

08:41AM 15 IDEA WHAT YOU DID WITH THE 395,000 SPECIFICALLY DOLLAR BY

08:41AM 16 DOLLAR; RIGHT?

08:41AM 17 A. NOT SPECIFIC DOLLAR BY DOLLAR.

08:41AM 18 BUT I KNOW WE USE IT TO PURCHASE -- SOMETIMES TO PURCHASE

08:41AM 19 A PIECE OF EQUIPMENT WE NEED TO USE.

08:41AM 20 Q. OKAY. AND THAT EQUIPMENT, DID YOU USE IT IN THE

08:41AM 21 COLLABORATION BETWEEN RUIFENG AND QUINTARA?

08:41AM 22 A. YES.

08:41AM 23 Q. OKAY. AND IN 2015, YOU WERE IN RICHMOND? OR HAD YOU

08:42AM 24 ALREADY MOVED TO SOUTH SAN FRANCISCO, CALIFORNIA?

08:42AM 25 A. 2015 WE'RE IN SOUTH SAN FRANCISCO.

08:21AM 1 WAS IT CALLED ALONG BIOSCIENCES?

08:21AM 2 A. NO, NO. I'M WORKING -- WE DISCOVER, LIKE, A NEW  
08:21AM 3 TECHNOLOGY WHICH IS CIRCULAR SINGLE STRANDED DNA.

08:22AM 4 Q. AND THIS CUSTOMER LIST THAT YOU DEVELOPED FROM 2014 TO  
08:22AM 5 2017, IS THAT PART OF THE CURRENT CUSTOMER LIST AS WELL IN  
08:22AM 6 2023?

08:22AM 7 A. YES. SO I THINK WE BUILD THIS DATABASE ALL ALONG. IT'S A  
08:22AM 8 MULTI-YEAR EFFORT.

08:22AM 9 Q. AND SO IT'S A GROWING LIST OF CUSTOMERS FROM 2014 TO  
08:22AM 10 CURRENTLY; RIGHT?

08:22AM 11 A. YEAH.

08:22AM 12 Q. AND SO YOU BUILD OFF OF EACH CUSTOMER LIST EACH MONTH;  
08:22AM 13 RIGHT?

08:22AM 14 A. ONE BY ONE, ONE CUSTOMER BY ONE CUSTOMER.

08:22AM 15 MANY OF OUR CUSTOMER WAS RESEARCH UNIVERSITIES, BIOTECH  
08:22AM 16 COMPANIES.

08:22AM 17 BUT OUR CUSTOMER ARE REPEATING CUSTOMERS. THEY'RE JUST  
08:22AM 18 USING OUR SERVICE ON A REGULAR BASIS.

08:22AM 19 Q. AND THOSE CUSTOMERS FROM 2014 TO 2017 AND ONGOING, THEY  
08:23AM 20 PROCESSED THE WORK IN THE 63 LAB; RIGHT?

08:23AM 21 A. I THINK WE MOVED TO HAYWARD IN 2017.

08:23AM 22 Q. OKAY.

08:23AM 23 A. SO BEFORE THAT, I THINK I THINK IT'S PRIMARILY PROCESSED  
08:23AM 24 IN SOUTH SAN FRANCISCO.

08:23AM 25 Q. OKAY. I REMEMBER.

09:01AM 1 THE COURT: WELL, LET'S DO THAT RIGHT NOW. LET'S GO  
09:01AM 2 TO THE -- GIVE ME THE EXHIBIT NUMBERS.

09:01AM 3 MS. RIDER: 311, 312, 313, 317, 318, 319 AND 320,  
09:01AM 4 326 AND 327, 329, 330, 331, 332, 333, AND 389 AND 390.

09:01AM 5 THE COURT: 389 AND 390?

09:01AM 6 MS. RIDER: THAT'S CORRECT.

09:01AM 7 THE COURT: DO YOU STIPULATE?

09:01AM 8 MS. KAMATH: THAT'S CORRECT.

09:01AM 9 (PLAINTIFF'S EXHIBITS 311, 312, 313, 317, 318, 319, 320,  
09:01AM 10 326, 327, 329, 330, 331, 332, 333, 389, AND 390 WERE RECEIVED  
09:01AM 11 IN EVIDENCE.)

09:01AM 12 THE COURT: AND DO ANY HAPPEN TO BE HIS REPORTS?

09:01AM 13 MS. RIDER: NO.

09:01AM 14 THE COURT: SO WHAT I SAID TO THE JURY IS STILL  
09:02AM 15 CORRECT?

09:02AM 16 MS. RIDER: THAT'S CORRECT. THOSE WERE DISCLOSURES  
09:02AM 17 ACCOMPANYING HIS REPORT. IT WAS HIS ATTACHMENTS TO THE REPORT.

09:02AM 18 THE COURT: WHILE WE'RE ON THE SUBJECT, WHAT IS THE  
09:02AM 19 SIGNIFICANCE IN THIS CASE OF LOGICAL VERSUS FULL IMAGE? HOW  
09:02AM 20 DOES THAT PLAY INTO OUR CASE?

09:02AM 21 MS. RIDER: BECAUSE THE IMAGES THAT WERE PROVIDED TO  
09:02AM 22 US WERE NOT AS USEFUL AS THEY COULD BE, AND TO THE EXTENT THAT  
09:02AM 23 WE ALREADY FOUND TRADE SECRET MISAPPROPRIATION, THERE COULD BE  
09:02AM 24 POTENTIALLY A LOT MORE INFORMATION THAT WE WERE UNABLE TO  
09:02AM 25 DISCOVER.

09:05AM 1 AT THIS HOUR WE'RE IN THE MIDST OF A JURY TRIAL AND THEY'RE  
09:05AM 2 RAISING THE ISSUE THAT THEY SOMEHOW HAD INCOMPLETE FILES AND  
09:05AM 3 THAT'S THE WAY IT WAS GIVEN TO THEM.

09:05AM 4 BUT THEY DID NOT MAKE A MOTION TO COMPEL AND THEY DID NOT  
09:05AM 5 DEMAND ANY FURTHER FORENSIC IMAGING AND/OR PHYSICAL HARD DRIVE  
09:05AM 6 WORKSTATIONS.

09:05AM 7 THE COURT: WHAT DO YOU SAY TO THAT, MR. LI?

09:05AM 8 MR. LI: WE DID MAKE A MOTION TO COMPEL. IT WAS  
09:05AM 9 HARD FOUGHT AND EVENTUALLY WE WON, BUT THEY GAVE US THE WATERED  
09:05AM 10 DOWN VERSION.

09:05AM 11 THE COURT: AFTER THEY GAVE YOU THE WATERED DOWN,  
09:05AM 12 DID YOU GO BACK TO THE MAGISTRATE JUDGE AND SAY, MAKE THEM GIVE  
09:06AM 13 US THE FULL IMAGES?

09:06AM 14 MR. LI: I BELIEVE WE DID. RIGHT NOW, YOU KNOW,  
09:06AM 15 IT'S A LITTLE FUZZY, BUT I BELIEVE WE DID.

09:06AM 16 AND MR. BERRYHILL PUT IN HIS REPORT WHY THIS IS DEFICIENT,  
09:06AM 17 AND SO HE'S REPORTING ON WHAT HE REPORTED, YEAH.

09:06AM 18 THE COURT: ALL RIGHT. WELL --

09:06AM 19 MS. KAMATH: YOUR HONOR, JUST TO ADD ONE MORE THING.

09:06AM 20 IN THE DECLARATION OF RENE NOVOA THAT IS ONE OF THE  
09:06AM 21 EXHIBITS, IT SAYS, THIS SERVER IS IDENTIFIED AS QUOTE-UNQUOTE,  
09:06AM 22 "RF BIO\_SERVER, "AND THIS SERVER IS COMPLETELY IMAGED AND  
09:06AM 23 PRESERVED. THE CHIEF EXECUTIVE OFFICER OF RUIFENG,  
09:06AM 24 GANGYOU WANG, ALSO HAD TWO PERSONAL COMPUTERS ON SITE. BOTH OF  
09:06AM 25 THOSE PERSONAL COMPUTERS HAVE BEEN COMPLETELY IMAGED AND